

**Minutes of the Waukesha County Criminal Justice Collaborating Council  
Executive Committee  
Monday, July 14, 2008**

The meeting was called to order at 11:37 a.m.

**Present:** Judge Mac Davis (Chair), Carolyn Evenson, Peter Schuler, Dan Vrakas, Brad Schimel, Dan Vrakas.  
**Absent:** Jim Dwyer.

**Also present:** Dick Manke, Clair Daniels, Sara Carpenter, Andrea Wolff.

**Approve the Minutes of June 16, 2008 Meeting**

The minutes of June 16, 2008 were approved with unanimous consent.

**Discuss the Rock County CJCC Report**

Schuler said after he read this report he realized Waukesha County could learn from the Rock County CJCC. Schimel said last year Rock County had 49 kids waived to adult court compared to 14 waived in Milwaukee County. The statistics make him suspect things are done differently in Rock County than elsewhere.

Schuler said the CJCC should consider putting together a newsletter or report introducing Waukesha County's CJCC programs. Davis said the Public Relations and Education Committee could be in charge of the effort but it would be hard without staff support. Schuler said council members could put together highlights and the Public Relations and Education Committee could plan and assemble the report. The report could be emailed to law enforcement, attorneys, health care professionals, etc.

Evenson volunteered to email the Rock County CJCC coordinator, Elizabeth Pohlman McQuillen for more information. Evenson will also talk to Marcia Jante, chair of the Public Relations and Education Committee, about the idea.

**Discuss the WCS Proposal on Use of SCRAM Alcohol Monitoring Device**

Schuler said the original WCS proposal on expanded use of SCRAM was unrealistic given the status of the budget and grant funding. Carpenter said WCS staff will meet with key CJCC players on July 17<sup>th</sup> to discuss a proposal for a SCRAM pilot program including what the program would look like, the target audience, costs, funding, etc. The group will look at what needs to be done to move forward on the program. The pilot program will focus on 50 pretrial defendants in WCS's Intoxicated Driver Program. Because WCS feels so strongly about the program, they will provide the program at a reduced rate. The target population would be third time OWI offenders with BACs of 0.16 or greater and those within five years or less of their previous OWI offense. The program would also target all fourth offense OWIs or greater. The length of stay, program timeline and review periods need to be discussed if the pilot moves forward. The pilot program would be a tool to help provide the best treatment. The program would measure true behavior patterns pretrial and provide data for sentencing. People having a tough time on SCRAM would benefit from long term treatment court. Those with less intense needs could go to day reporting. There needs to be discussion on how the SCRAM fees would be covered pretrial in conjunction with the supervision fees already assessed. She would not want the new fees to interfere with the supervision fees. Client fees will be extremely important to keep the program moving forward.

Carpenter said she found out through an email from the Alcohol Program Manager at the DOT that 2009 funding levels for the Intoxicated Driver Programs decrease \$29K. WCS is very concerned. The email indicated the DOT wants to get new agencies involved in the program by using the funding as seed money. The Alcohol Program Manager said the funding is based on legislation. The DOT has two pots of money, one for existing agencies and the other for new ones. WCS applied and was awarded funding amendments because few new agencies applied for funding. The County Executive sent a letter to the DOT explaining the need for state funding.

Vrakas said he is setting up a meeting with the Secretary of DOT on a variety of issues including this funding. He will also work with our legislators on it.

Schimel said the atmosphere in the state is to eliminate repeat OWI offenders; we are shooting ourselves in the foot by not moving forward. Evenson said new agencies aren't going to want to run these types of programs knowing the funding will be taken away later.

Carpenter said the flat fee for intoxicated pretrial monitoring is \$250. The amount is guided by state statutes which provide some flexibility. WCS just raised the fee and are unable to raise it again. Vrakas said he gave the department permission to maximize all fees for drunk driving. The increase has to be means tested but violators with money should pay. Taxpayers should not foot the bill. Vrakas said if we've got people who can pay, they need to pay. They are no longer buying alcohol so the money can be spent paying their fees. Waukesha County could send a letter to ask the Legislative Rules Committee to address this. Schimel said most third time offenders don't even qualify for a public defender.

#### **Update on Data Needs for Program Evaluation**

Evenson said Gibson, the consultant hired to analyze data needs for program evaluation, is traveling to Washington DC and Georgia to prepare for a job in Iraq. She has some of Gibson's documentation and he is supposed to provide a final report. Gibson started meeting with small groups to talk about reporting needs including which program should be worked with first, what information should be tracked, which steps should be taken, etc. It is agreed that jail staff can run reports from Spillman but CJCC and administrative staff should run reports from the data warehouse. Evenson is trying to provide leadership for the project. The chair of the Pretrial Committee will be asked to take up leadership for the next phase until a coordinator is hired.

Gibson's original charge was to look at reports from the data warehouse and jail to determine the outstanding issues. Last week Kelsner, Schimel, Evenson, Jurgens, Jolly, Murphy and Fife met to look at data from the data warehouse. The third largest category of people in the jail had no specific classification linked to them. The work group determined the following steps that should be followed to resolve the issue: make sure the eight offense code descriptions are still valid, add additional offense codes if necessary, review data warehouse and Spillman classifications to determine appropriateness and put all unclassified data into a general category. The lead worker, Kelsner, estimates the job will take 80 hours. The work needs to be done before regular reports can be produced from the data warehouse.

Gibson's documentation included an overview of the Waukesha County data project which identifies at a high level what Gibson thought were data related issues going back to the formation of the CJCC. He lists the following issues: how useful are the reports, what is needed to accomplish the original intent of the reports, what do entities in the system want to see in reports, etc.

Schuler said we can review existing WCS reports to see what questions the data answers. Carpenter said she put together booklets showing what is reported for each CJCC program run by WCS. WCS is working on a database to share with WCS and Waukesha County.

Schuler volunteered to follow up with Gibson to see when he will complete a summary report.

#### **Update on Recruitment of CJCC Coordinator**

Davis said the deadline for submitting applications is July 18. Thirty to forty applications have been received. Applications will be screened and candidates meeting requirements will be invited to interview on August 4. If all goes well someone will be hired by the end of August or sooner.

Evenson said it will be a challenge to pick a date when everyone is available for second interviews.

#### **Update on the Alcohol Treatment Court Graduation**

Carpenter said five graduates will be at the ceremony on August 14 in Judge Davis' courtroom. Two other participants were set to graduate but they fell off the list. This will be a special ceremony to educate the community on the program. Every Thursday there are staffings to determine which participants are approved for graduation. All participants slotted for court that day see the graduation. Wolff said forty-eight participants have graduated from the program.

Evenson asked Carpenter if she had any information regarding previous graduates of the program. Carpenter said they will be invited to attend and will be seated in a designated area at the ceremony. Evenson said everyone who has graduated since the last formal ceremony should be recognized. Wolff said she is inviting all of the past graduates and they will be recognized as such. We're looking for a past graduate to speak at the ceremony.

Evenson asked if participants go through an exit interview. Wolff said Hiller is supposed to go through an exit interview he developed.

#### **Update on 2009 CJCC Operating Budget**

Schuler distributed and reviewed handouts outlining the 2009 CJCC operating budget. He said the 2009 budget includes the continuation of the Alcohol Treatment Court at the proposed amount and provides a 2% increase to WCS programs. The budget also provides a 2% increase totaling \$2,100 for the Jail AODA Program. WCTC has raised \$36K of the \$72K needed to continue the HED program and are applying for a WIRED grant. WCTC staff feels confident they can continue the program. The Homeless Grant will end in September causing the loss of a half time position in the jail that does screening, prepares people for exiting the jail, helps jail staff as necessary, etc. The CJCC coordinator was budgeted at the Step I of range 11 but under-filling it would yield a savings. Schuler said the estimated carry-over for the Treatment Court Grant is approximately \$47K. Operating expenses are limited to meet estimated expenditure levels.

Evenson suggested charging the EUTF for the laptops to the Alcohol Treatment Grant and not this budget. Historically, the EUTF had been charged to the Clerk of Courts budget. Schuler will make the appropriate changes. Evenson said this budget should pay EUTF charges for the desktop.

Davis asked if it would save money if WCS took charge of the database. Carpenter said WCS is waiting to receive a disk with the database from Waukesha County's IT staff. WCS shares IT costs with all of their programs so the cost would go down with WCS. There are problems and concerns with the current data base and WCS wants to redo it. WCS wants to make changes but have been unable to make them yet.

Schimel left at 12:38 p.m.

Schuler said the budget does not include funding for a strategic planning session. Vrakas said maybe someone from UW-Extension could be the facilitator.

Schuler said the Community Transition Program will have to adapt to having one less worker. The budget doesn't fund any employment services in the jail or at Huber. The funding levels will be less than last year if grant funding doesn't come through.

The meeting adjourned at 12:50 p.m.